Mark D. Eibert (Bar # 116570) Attorney at Law P. O. Box 1126 2 Half Moon Bay, CA 94019-1126 Telephone: (650) 638-2380 3 Fax: (650) 712-8377 4 Attorney for: Defendant Daniel Rangel 5 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 10 11 CR NO. 07-00788 LHK (NJV) UNITED STATES OF AMERICA. 12 13 Plaintiff, (1) **UNOPPOSED** MOTION TO WAIVE 14 **DEFENDANT'S PERSONAL** APPEARANCE AT HEARING, AND vs. 15 (2) [PROPOSED] ORDER THEREFORE 16 March 21, DANIEL RANGEL. 17 Date: February 1, 2012 Time: 10:00 a.m. Defendant. 18 19 20 At the November 4, 2011 case management conference, at the request of government 21 counsel, the Court ordered that "[f]or each future court proceeding, any defendant who will not 22 attend the proceeding in person must file one week in advance of the court proceeding a 23 declaration under penalty of perjury stating that the defendant is aware of the court proceeding 24 and knowingly and voluntarily waivers his or her right to attend the court proceeding." Minute 25 Order (Docket #380). 26 Attached hereto is a declaration by Mr. Rangel waiving his personal appearance at the 27 March 21 hearing as required by the Court's Orders. It was read to him by a Spanish interpreter. 28

1	The government attorney, M	r. Nedrow, has graciously stated that he does not oppose Mr.
2	Rangel waiving his appearance at the	e March 21 hearing.
3	For the foregoing reasons, M	r. Daniel Rangel respectfully asks this Court to enter the
4	Order below waiving Mr. Rangel's p	personal appearance at the March 21 hearing.
5	Dated: March 9, 2012	Respectfully submitted,
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7		/s/ Mark D. Eibert
8		MARK D. EIBERT
9		Attorney for Defendant Daniel Rangel
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ORDER

Good cause appearing therefore, it is hereby ORDERED that def	endant I	Daniel	Rangel is
excused from attending the March 21, 2012 hearing the above cast.			

Dated: March <u>13</u>, 2012

HON. LUCY H. KOH UNITED STATES DISTRICT JUDGE